

House File 2087 - Introduced

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BY MEGGERS

A BILL FOR

1 An Act relating to ignition interlock device requirements

2 following a violation detected by a device.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 321J.20, Code 2024, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 6A. *a.* Notwithstanding section 321J.17 or
4 any other provision of this chapter to the contrary regarding
5 the length of time a person is required to maintain an ignition
6 interlock device on vehicles owned or operated by the person,
7 if an ignition interlock device detects a violation within
8 thirty days of the date the device would otherwise no longer be
9 required to be installed on vehicles owned or operated by the
10 person, as applicable, the department shall extend the period a
11 person is required to maintain an ignition interlock device for
12 an additional thirty days. The person is responsible for any
13 additional fees associated with the extension.

14 *b.* The provider of an ignition interlock device that detects
15 a violation under paragraph "a" shall report the violation to
16 the department prior to the date the device would otherwise
17 no longer be required to be installed on vehicles owned or
18 operated by the person, as applicable.

19 *c.* Nothing in this subsection shall limit the number
20 of subsequent extensions a person may receive following a
21 violation detected by an ignition interlock device.

22 *d.* For purposes of this subsection, "violation" means a
23 detection of a level of alcohol concentration beyond which
24 an ignition interlock device will not allow operation of the
25 motor vehicle in which it is installed, established under
26 rules adopted by the commissioner of public safety pursuant to
27 section 321J.4.

28 EXPLANATION

29 The inclusion of this explanation does not constitute agreement with
30 the explanation's substance by the members of the general assembly.

31 Under current law, a person whose driver's license is
32 revoked under Code chapter 321J (operating while intoxicated
33 (OWI)) must install an ignition interlock device (IID) before
34 the department of transportation (DOT) can issue a temporary
35 restricted license, or reinstate a person's unrestricted

1 driver's license if the person has one or more previous OWI
2 violations.

3 This bill requires an IID provider to report a violation,
4 as described in the bill, detected by the IID to the DOT if
5 the violation occurs within the last 30 days the person would
6 otherwise be required to maintain an IID on vehicles owned
7 or operated by the person. The DOT must then extend the
8 requirement for the person to maintain an IID for an additional
9 30 days. The person is responsible for any additional fees
10 associated with the extension. An IID provider must report a
11 violation to the DOT prior to the date the IID would otherwise
12 no longer be required to be installed on vehicles owned or
13 operated by the person.

14 The bill does not limit the number of subsequent extensions a
15 person may receive following a violation detected by an IID.